

The Orissa Gazette



EXTRAORDINARY
PUBLISHED BY AUTHORITY

No. 1347 CUTTACK, MONDAY, SEPTEMBER 18, 2006 / BHADRA 27, 1928

LAW DEPARTMENT

NOTIFICATION

The 15th September 2006

S.R.O. No. 522/2006—Whereas the Hon'ble Supreme court of India in the case of Smt. Seema Vrs. Ashwani Kumar (Transfer Petition (c) No. 291 of 2005) directed the State Government and the Central Government to take necessary steps for making marriage of all persons who are citizens of India belonging to various religions compulsorily registerable by amending the existing rules, if any, or by framing new rules ;

And whereas, the Orissa Mohammedan Marriages and Diverce Registration Rules, 1976 prevailing in opur State does not contain the provision for compulsory registration of marriages and divorces among the Mohammedans ;

And whereas, the State government are of the opinion that the marriages and divorces solemnized and effected among the Mohammedans in the State of Orissa shall be compulsorily registerable ;

And whereas, the draft of certain rules further to amend the Orissa Mohemmedan Marriages and Diverces Registration Rules, 1976 were published in the extraordinary issue of the *Orissa Gazette* No. 1022, dated the 20th July 2006 under the notification of the Government of Orissa in the Law Department No. 9009—MJ-13/2006-L., dated the 11th July 2006 inviting objections or suggestions from all persons likely to be effected thereby on or before the 20th August, 2006 ;

And whereas, no objection or suggestion has been received from any person in respect of the said draft during the stipulated period ;

Now therefore, in exercise of the powers conferred by Section 24 of the Orissa Mohammedan Marriages and Divorces Registration Act 1949 (Orissa Act 7 of 1949), the State government do hereby make the following rules further to amend the Orissa Mohammedan Marriages and Divorces Registration Rules, 1976, namely :—

1. (1) These rules may be called the Orissa Mohammedan Marriage and Divorces Registration (amendment) Rules, 2006.

(2) They shall come into force on the date of their publication in the *Orissa Gazette*.

2. In the Orissa Mohammedan Marriages and Divorces Registration Rules, 1976, after Rule 2, the following Rule shall be inserted, namely :—

“2A. (1) Registration of Marriages among the Mohammedans shall be made within a period of thirty days.

(2) any party to the marriage contravening the provisions of sub-rule (1) shall submit the application for registration of marriage or divorce after the period of thirty days on payment of penalty of rupees twenty five”.

[No. 11984—MJ-13/2006-L.]

By order of the Governor

D. K. SAHU

Principal Secretary to Government